U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid QMB control number.

Substitute for form 1449/PTO

Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	10/634,711			
Filing Date	August 5, 2003			
First Named Inventor	William F. McKay			
Art Unit	3738			
Examiner Name	Bruce Edward Snow			
Attorney Docket Number	MSDI-465			

			U. S. PATENT	DOCUMENTS	
Examiner Cite No.1		Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
X.		US- 5,658,337	8/19/1997	Kohrs, et al.	
		^{US-} 5,683,394	11/4/1997	Rinner	
		US- 5,522,899	6/4/1996	Michelson	
-		US-			
		U\$-			
		US-			
		US-			
		US-			· · ·
		US-			

		FORE	IGN PATENT DOC	JMENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ Number ⁴ Kind Code ⁵ (# known)	MM-DD-YYYY		Or Relevant Figures Appear	L
CA		FR 2 727 003	5/24/1996	Tisserand Philippe		
		WO 95/25483	9/28/1995	Draenert, Klaus		
		EP 0 577 179 A1	1/5/1994	Bristol-Myers Squibb Co.		L
N		DE 44 09 836 A1	9/28/1995	Draenert, Klaus		
K)		WO 91/06266	5/16/1991	Surgical Dynamics, Inc.		L
4						

Examiner Signature

Date Considered

S/S/O

*EXAMINER: Initial if reference obsidered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Skind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

I ransiation is attached.

This collection of Information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/08B (07-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		Complete if Known			
Substitut	.9 101 101111 1445/F1	.0		Application Number	10/634,711
INFO	DRMATIC	ON DIS	CLOSURE	Filing Date	August 5, 2003
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	William F. McKay
	<i>(</i>),			Art Unit	3738
(Use as many sheets as necessary)				Examiner Name	Bruce Edward Snow
Sheet	2	of	2	Attorney Docket Number	MSDI-465

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
80		Minns, R.J. "Preliminary Design and Experimental Studies of a Novel Soft Implant for Correcting Sagittal Plane Instability in the Lumbar Spine", SPINE, Vol. 22, Number 16, pp. 1819-1825 (1997)	
		·	
Examiner Signature		Date Considered 3/5/06	

Signature Considered C

^{*}EXAMINER: Initial if reference obgsidered/whether or not citation is in conformance with MPPP 609. Draw line unrough citation in not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.